C.F-1002D

(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

WRIT PETITION No. 1082/2001

PETITIONER :- Gajrajram Sonwani, son of Sri Moharsai Sonwani, aged about 28 years, resident of village Jagmala, Block: Lakhanpur, Tahsil & Dist:Ambikapur.

Vs.

RESPONDENTS :- 1. State of Chhattisgarh: Through: Secretary, Panchayat & Rural Department, D.K.Bhawan, Raipur (Chhattisgarh).

2. Commissioner, Bilaspur Division, Bilaspur(C.G)

3. Collector, Dist. Ambikapur (C.G.)

4. Sarpanch, Gram Panchayat, Jagmala village, Block: Lakhanpur, Dist.Ambikapur (C.G)

P.R. No. 1057/2001
Presented by Shri ...
dated ... 21-6-2001

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WRIT PETITION UNDER ARTICLES 226 / 227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF CERCIORARI, MANDAMUS, PROHIBITION etc. AND FOR THE OTHER WRIT OR WRITS, ORDER / ORDERS, DIRECTION / DIRECTIONS.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(30)

आदेश पत्रक

W.P.No.1082/2001

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	10.10.2001 Heard Shri Shailesh Ahuja, learned counsel for the petitioner. Heard also Shri Deep Keshawani, learned Panel Lawyer for the State. The writ petitioner was appointed as Panchayat Secretary by Gram Panchayat on 9.4.1996. While continuing as Panchayat Secretary, by an order issued by the Collector, the service of the petitioner was terminated by an order dated 11.10.1999. Being aggrieved, the petitioner filed revision before the Commissioner, Bilaspur. The said revision has been pending for disposal before the Commissioner. As no relief has been given to the writ petitioner he has approached this Court under Article 226 of the Constitution of India. After hearing counsel of both the parties, I am of the view that since the revision petition is pending before the Commissioner, the same should be examined and decided finally on merit by the Commissioner. In the result, this petition is disposed of with the direction that the Commissioner - respondent No.2 shall decide the revision petition without further delay and at any rate not later than 31st October, 2001.	

[पीछे देखिये

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

(Contd. order dated 10.10.2001)

-: 2 :-

Shri Shailesh Ahuja submits that since nobody has been appointed as Secretary after the termination order was issued on 11.10.1999, it would be in the interest of justice that the petitioner should be allowed to function as Secretary. It appears this relief cannot be allowed by this Court at this stage, in as much as the order of termination was issued a long time ago on 11.10.1999. However, it is open to the competent authority to pass necessary orders in this regard.

With above observations and directions this petition is disposed of.

Certified copy as per rules.

Sd/-
Chief Justice

12/10

ss /-